



10-13-04

Docket No: AM101032  
Patent

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lee Martin GREENBERGER, et al.  
Application No.: 10/666,722 Group Art No.: 1775  
Filed: September 18, 2003 Examiner:  
For: METHOD OF TREATING RESISTANT TUMORS  
Confirmation No.: 9014  
Customer Number: 25291

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

1. Preliminary Statements

In accordance with 37 CFR 1.97 and 1.98, Applicants submit herewith patents, publications, or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56. This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) the information is material to the examination of this application; (iii) additional information material to the examination of this application does not exist; (iv) the information, protocols, results and the like reported by third parties are accurate or enabling; or (v) the information constitutes prior art to the subject invention.

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I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date written below in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number ER672186527US addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

October 12, 2004  
Date

Ann Peterson  
Ann Peterson

2. Identification of Time of Filing

This Information Disclosure Statement

- a.  is filed within three months of the filing date of the application.
- b.  is filed before the mailing date of a first Office Action on the merits.
- c.  is filed before the mailing date of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.
- d.  is filed after the period specified in 2(a), 2(b) or 2(c) above, but before the mailing date of a final action under 37 CFR 1.311. This statement includes a certification under 37 CFR 1.97(e) or the fee set forth in 37 CFR 1.17(p).
- e.  is filed after the mailing date of a final action or Notice of Allowance but before payment of the issue fee. This statement includes (i) a certification under 37 CFR 1.97(e), and (ii) the fee set forth in 37 CFR 1.17(p).

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A legible copy of the patents, publications or other information cited on the attached form PTO 1449 is enclosed, except that no copy of a pending U.S. application is enclosed, and if this patent application was filed or entered the national stage after June 30, 2003, no copy of a U.S. patent or U.S. patent application publication is enclosed.

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Prior application is Application Number , filed on of for

Concise Explanation  
Documents cited above which are not in the English Language

a.  have been explained in the specification.

b.  have an abstract (or other concise explanation) in English enclosed or if readily available a translation into English of the document is enclosed.

Form PTO-1449 is enclosed in duplicate.

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Fee for filing under 37 CFR 1.97(c) or (d) Fee: \$180.00

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|   |  |  | Application Number     | 10/666,722             |  |
|   |  |  | Filing Date            | September 18, 2003     |  |
|   |  |  | First Named Inventor   | Lee Martin Greenberger |  |
|   |  |  | Group Art Unit         | 1775                   |  |
|   |  |  | Examiner Name          |                        |  |
|   |  |  | Attorney Docket Number | AM101032               |  |
| Sheet 1 of  |  |  |                        |                        |  |

| <b>U.S. PATENT DOCUMENTS</b> |          |                      |                      |   |  |   |
|------------------------------|----------|----------------------|----------------------|---|--|---|
| Examiner Initials*           | Cite No. | U.S. Patent Document |                      | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
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| <b>OTHER PRIOR ART — NON PATENT LITERATURE DOCUMENTS</b>  |  |  |  |  |  |  |  |                          |
| <p>Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.</p> |  |  |  |  |  |  |  |                          |
| 3.  |  | HU, TAO; et al.; J. Org. Chem.; 64:9:3000-3001; 1999 |  |  |  |  |  | <input type="checkbox"/> |
| 4.  |  | DRAGOVICH, PETER S.; et al.; 41:15:2806-2818; 1998   |  |  |  |  |  | <input type="checkbox"/> |
| 5.  |  | BILLSON, JEREMY; et al.; 8:9:993-998; 1998           |  |  |  |  |  | <input type="checkbox"/> |
| 6.  |  | VEDEJS, EDWIN; et al.; 66:22:7355-7364; 2001         |  |  |  |  |  | <input type="checkbox"/> |

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